

FEE TRANSMITTAL for FY 2005

MAR 14 2005

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1080.00)

<i>Complete if Known</i>	
Application Number	09/976,858
Filing Date	October 12, 2001
First Named Inventor	Kurt C. Gish
Examiner Name	Davis, Minh Tam B.
Art Unit	1642
Attorney Docket No.	23681-09978

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None
 Deposit Account:

Deposit Account Number **19-2555**

Deposit Account Name **Fenwick & West LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
SUBTOTAL (1)	(\$)	0	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
	-20** =	X	=
Independent Claims	-3** =	X	=
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 50	2202 25	Claims in excess of 20
1201 200	2201 100	Independent claims in excess of 3
1203 360	2203 180	Multiple dependent claim, if not paid
1204 200	2204 100	**Reissue independent claims over original patent
1205 50	2205 25	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1051 130	2051 65	Surcharge - late filing fee or oath or declaration	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 120	2251 60	Extension for reply within first month	
1252 450	2252 225	Extension for reply within second month	
1253 1020	2253 510	Extension for reply within third month	
1254 1,590	2254 795	Extension for reply within fourth month	
1255 2,160	2255 1,080	Extension for reply within fifth month	1080
1401 500	2401 250	Notice of Appeal	
1402 500	2402 250	Filing a brief in support of an appeal	
1403 1000	2403 500	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 500	2452 250	Petition to revive - unavoidable	
1453 1,500	2453 750	Petition to revive - unintentional	
1501 1,400	2501 700	Utility issue fee (or reissue)	
1502 800	2502 400	Design issue fee	
1503 1100	2503 550	Plant issue fee	
1460 —	1460 —	Petitions to the Director	
1807 50	1807 50	Processing fee for Provisional Applications	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 790	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 790	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			
SUBTOTAL (3) (\$ 1080)			

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type)	Susan T. Hubl	Registration No. (Attorney/Agent)	47,668	Complete (if applicable)
Signature				Date
	<i>Susan T. Hubl</i>			March 9, 2005



TRANSMITTAL FORM

*(to be used for all correspondence during pendency of
filed application)*

TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>	Application Number	09/976,858	
	Filing Date	December 12, 2001	
	First Named Inventor	Kurt C. Gish	
	Group Art Unit Number	1642	
	Examiner Name	Davis, Minh Tam	
Total Number of Pages in This Submission	7	Attorney Docket Number	23681-09978 (503096)

ENCLOSURES (*check all that apply*)

<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input checked="" type="checkbox"/> Check Enclosed	<input type="checkbox"/> Issue Fee Transmittal
<input checked="" type="checkbox"/> Return Receipt Postcard	<input type="checkbox"/> Letter to Chief Draftsperson
<input type="checkbox"/> Response to Notice to File Missing Parts	<input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) []
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i>
<input type="checkbox"/> Power of Attorney	<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Application Data Sheet	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A <input type="checkbox"/> Copies of IDS Cited References	<hr/>
<input type="checkbox"/> Request for Corrected Filing Receipt	
<input type="checkbox"/> Request for Correction of Recorded Assignment	
<input checked="" type="checkbox"/> Amendment/Response: [4] Page(s) <input type="checkbox"/> After Final	
<input type="checkbox"/> Status Request	
<input type="checkbox"/> Revocation and Substitute Power of Attorney	

REMARKS:

SIGNATURE OF ATTORNEY OR AGENT

Signature:	<i>Susan T. Hubl</i>	Dated:	March 9, 2005
Attorney/Reg. No.:	Susan T. Hubl, Reg. No. 47,668		

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:	<i>Susan T. Hubl</i>		
Typed or Printed Name:	Susan T. Hubl	Dated:	March 9, 2005
Express Mail Mailing Number (optional):			



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DRW
1642 \$1

FIRST NAMED APPLICANT: KURT C. GISH

APPLICATION NO: 09/976,858

FILING DATE: 10/12/2001

TITLE: METHODS OF DIAGNOSIS OF PROSTATE CANCER, COMPOSITIONS, AND METHODS OF SCREENING FOR MODULATORS OF PROSTATE CANCER

EXAMINER: DAVIS, MINH TAM B

GROUP ART UNIT: 1642

ATTY. DKT. NO.: 23681-9978US (CLIENT REF 503096)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 3/9/05 By: Mwmn J Huf

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

PRELIMINARY AMENDMENT

RESPONSE TO RESTRICTION REQUIREMENT

SIR:

In response to the restriction requirement dated 09/09/2004 for the above referenced application, Applicant elects without traverse the gene-oriented cluster with UniGene identifier Hs.139336.

Before consideration of the above referenced application, Applicant respectfully requests entry of the following amendments and consideration of the following remarks. Included with this Response is a Request for Extension of Time for 5 month(s) and the appropriate fee. This Response therefore is timely filed. Amendments to the Specification begin on page 2. Remarks begin on page 3.

Applicant notes that a Revocation/Power of Attorney/Change of Correspondence Address to Customer No. 758 was filed via FAX on March 3, 2005. The new Attorney Docket

03/16/2005 MAHMED1 00000042 09976858

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1080.00 ₦P

23681/09978/SF/5138778.1